



Order Filed on June 19, 2018  
by Clerk  
U.S. Bankruptcy Court  
District of New Jersey

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

**Caption in Compliance with D.N.J. LBR 9004-2(c)**

ABELSON & TRUESDALE, LLC

By: Steven J. Abelson, Esq.

ID #SA 7987

80 West Main Street

P.O. Box 7005

Freehold, New Jersey 07728

(732) 462-4773

Attorney for Creditor Mathew Properties

In Re:

NICHOLAS AVICOLLI

Case No.: 18-11349 (CMG)

Hearing Date: 6/6/18

Judge: Hon. CHRISTINE M. GRAVELLE

**ORDER RESOLVING MOTION FOR RELIEF FROM AUTOMATIC  
STAY AND OTHER RELIEF**

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The relief set forth on the following pages, numbered two (2) through (2) is  
hereby **ORDERED**.

DATED: June 19, 2018

A handwritten signature in black ink, reading "Christine M. Gravelle".  
\_\_\_\_\_  
Honorable Christine M. Gravelle  
United States Bankruptcy Judge

**CAPTION OF ORDER:**

ORDER RESOLVING MOTION FOR RELIEF FROM AUTOMATIC  
STAY AND OTHER RELIEF

**CASE NO:** 18-11349

**ADV. NUMBER:**

**DATE OF HEARING:** 6/6/18

**JUDGE:** Hon. CHRISTINE M. GRAVELLE

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This matter having been opened to the Court by Steven J. Abelson, Esq. as attorney for the  
tCreditor, Matthew Properties Inc., and the Debtor being represented by David Shaver, Esq. , and  
the matter having been resolved to the satisfaction of the parties and the Chapter 13 Trustee, and  
for good cause shown:

It is hereby:

**ORDERED** as follows:

1) The Automatic Stay pursuant to 11 U.S.C. sec. 362(a) is hereby vacated as of  
June 20, 2018. The Creditor shall be entitled as of said date to pursue any and all actions to  
pursue eviction and obtain possession of the rental premises located at 2236 Victory Blvd.,  
Staten Island, New York.

2) Debtor has represented that he will vacate the property no later than June 20,  
2018 and leave said property in a undamaged and broom swept condition. In return, the Creditor  
shall retain the security deposit for unpaid post petition rents and pursue no further post petition  
claim against the Debtors. Creditor shall be limited in pursuing pre-petition claims pursuant to  
U.S. Bankruptcy Law.

**Certificate of Notice Page 3 of 3**  
United States Bankruptcy Court  
District of New Jersey

In re:  
Nicholas Avicolli  
Debtor

Case No. 18-11349-CMG  
Chapter 13

**CERTIFICATE OF NOTICE**

District/off: 0312-3

User: admin  
Form ID: pdf903

Page 1 of 1  
Total Noticed: 1

Date Rcvd: Jun 20, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jun 22, 2018.

db Nicholas Avicolli, 985 Papen Rd, Bridgewater, NJ 08807-1358

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Transmission times for electronic delivery are Eastern Time zone.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Jun 22, 2018

Signature: /s/Joseph Speetjens

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**CM/ECF NOTICE OF ELECTRONIC FILING**

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on June 20, 2018 at the address(es) listed below:

Albert Russo docs@russotrustee.com  
Brian E Caine on behalf of Creditor THE BANK OF NEW YORK MELLON, Et Al...  
bcaine@parkermccay.com, BKcourtnotices@parkermccay.com  
David E. Shaver on behalf of Debtor Nicholas Avicolli dshaver@bnfsbankruptcy.com  
Deborah T. Feldstein on behalf of Creditor Fwds1 & Associates LP dfeldstein@caplaw.net  
Denise E. Carlon on behalf of Creditor The Bank of New York Mellon fka The Bank of New York,  
as Trustee, et al... dcarlon@kmlawgroup.com, bkgroup@kmlawgroup.com  
Rebecca Ann Solarz on behalf of Creditor The Bank of New York Mellon fka The Bank of New York,  
as Trustee, et al... rsolarz@kmlawgroup.com  
Steven J. Abelson on behalf of Creditor Mathew Property Inc./Ned Moftah sjaesq@atrbklaw.com,  
atrbkl@gmail.com;r49787@notify.bestcase.com  
U.S. Trustee USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 8